IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 1039 OF 2007.

Ramgopal Poddar. ... Petitioner.
Versus.
Maharashtra Industrial Development Corporation. ... Respondent.

Shri G.S.Hegde i/by Shri M.A.Khan for the Petitioner.

Ms.Deepa Chavan i/by M/s.Navdeep Vora & Associates for the Respondent.

CORAM : ABHAY S.OKA, J.

DATED : 18th April, 2007.

P.C.:

1. Shri Hegde appearing for the Petitioner seeks permission to convert this writ petition into a civil revision application under section 115 of the Code of Civil Procedure, 1908 in view of the order dated 5th October 2006 passed by the Division Bench of this Court in Writ Petition No.6846 of 2005. The Petitioner is accordingly allowed to convert this writ petition into a civil revision application. Amendment to be carried out within two weeks.

2. Shri Hegde appearing for the Petitioner on instructions of the Petitioner states that the Petitioner desires to withdraw this revision application unconditionally. However, the Petitioner desires to apply for regularisation of his possession in respect of the premises in dispute. He submits that the cases of similarly placed persons are being considered by the

Respondent-Corporation. He seeks protection for a limited time. I have heard the submissions of the learned Counsel appearing for the Respondent. The prayer made by the Petitioner is reasonable.

3. Hence the Petition is disposed by the following order:

(i) Revision Application is dismissed as withdrawn.

(ii) If a representation for regularisation of possession is made by the Petitioner to the Respondent-Corporation within a period of two weeks from today, the same will be considered by the Respondent within a period of eight weeks from the date of receipt of the representation.

(iii) If representation is made within the stipulated period of two weeks from today, the order of eviction shall not be implemented for a period of 14 weeks from today. If the representation is not made within the stipulated period of two weeks from today, it will be open for the Respondent to execute the order of

eviction.

(iv) There will be no order as to costs.

(v) The parties to act on an authenticated copy of this order.

Judge.